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FILED

AUGUST 25, 2004

**NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS**

By: Paul R. Kenny
Deputy Attorney General
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STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF MEDICAL EXAMINERS

IN THE MATTER OF:)

DANIEL MCGEE, D.P.M.
License No. 25MD00198900

TO PRACTICE PODIATRY IN THE
STATE OF NEW JERSEY)

Administrative Action

INTERIM AGREEMENT TO
MODIFY PRACTICE IN LIEU
OF MORE FORMAL ORDER

This matter was opened to the New Jersey State Board of Medical Examiners (hereinafter "the Board") upon an investigation into the podiatry practice of Daniel McGee, D.P.M. (hereinafter "the Respondent"). Dr. McGee, through counsel, John Paul Dizzia, Esq., has now sought to enter into this agreement, without admission of any wrongdoing. This agreement is also entered without prejudice to the further investigation and prosecution, if warranted, of any and all matters concerning Dr. McGee's practice by the New Jersey State Board of Medical Examiners and the Attorney General of New Jersey. The Board finding that the within agreement is adequately protective of the public interest,

CERTIFIED TRUE COPY

IT IS ON THIS 10th DAY OF August, 2004,

ORDERED AND AGREED:

1. Dr. McGee shall immediately cease and desist in all surgeries except those minor matters specifically including ~~CPR~~ CPT (A1) Nos. 11040, 11041, 11042, 28043 and 11752.

2. Dr. McGee shall immediately cease and desist in all prescribing or dispensing of controlled dangerous substances; all patients in need of such medication shall be referred to another physician or to a pain management practice.

3. Dr. McGee shall submit his charts for review on a monthly basis by a podiatrist approved by the Board. The monitoring podiatrist shall meet with the Board's Medical Director, Joseph Gluck, M.D., prior to undertaking reviews on behalf of the Board and shall provide monthly reports to Dr. Gluck following the chart reviews. The monthly reports shall be provided to Respondent, his counsel and the Attorney General's Office as well.

4. Dr. McGee shall immediately enroll in and complete a practice management seminar which includes coding and billing practices of podiatric services, and provide proof of successful completion of such seminar to the Board.

5. Dr. McGee shall immediately enroll in and successfully complete a Mini-Residency (Forefoot Surgery) at the Podiatry Institute. A report of Respondent's attendance and work at such Mini-Residency shall be provided to Dr. Gluck, and the Attorney General.

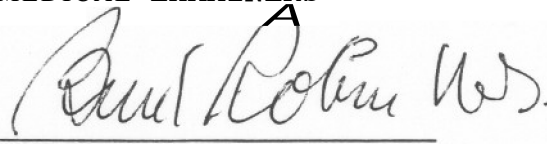
6. Dr. McGee shall enroll in and successfully complete a course in the proper prescribing of controlled dangerous substances, approved by the Board, such as the Mini-Residency offered by William Vilensky, D.O.

6. All costs associated with the monitoring of Dr. McGee's practice and courses set forth above shall be met by Dr. McGee.

7. The practice modifications set forth herein shall remain in place until further Order of the Board.

NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS

By:



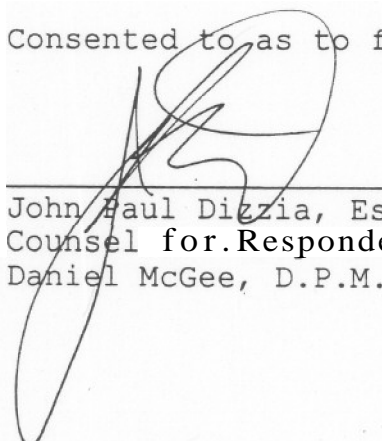
~~David Wallace, D.O.~~
President

I have reviewed the contents of this agreement and agree to be bound by same.



Daniel McGee, D.P.M.

Consented to as to form ~~and entry.~~



John Paul Dizzia, Esq.
Counsel for Respondent
Daniel McGee, D.P.M.